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PATENT

Customer Number 22,852
Attorney Docket No. 05725.0408-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Roland DE LA METTRIE et al.) Group Art Unit: 1751
Application No.: 09/832,878) Examiner: Not Yet Assigned
Filed: April 12, 2001)
For: OXIDIZING COMPOSITION AND)
USES FOR DYEING,)
PERMANENTLY SETTING OR)
BLEACHING KERATIN FIBRES)

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application.

Copies of the listed documents were previously submitted by Applicants or cited by the Examiner in prior Application No. 09/319,199, filing date June 2, 1999, upon which Applicants rely for the benefits provided in 35 U.S.C. § 120. Accordingly, it is not required that copies of the cited documents be provided. 37 C.F.R. § 1.98(d). Copies of the following documents are enclosed for the Examiner's consideration as they are being newly cited.

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, DC 20005
202-408-4000

1. Kaiser, USP 3,893,803, issued July 8, 1975
2. Dupuis, USP 5,679,328, issued October 21, 1997
3. Samain et al., USP 5,685,882, issued November 11, 1997
4. Hartnett et al., USP 4,997,641, issued March 5, 1991
5. Robbins et al., USP 5,415,857, issued May 16, 1995
6. Tsujino et al., USP 4,961,925, issued October 9, 1990
7. Tsuchiya et al., USP 6,074,631, issued June 13, 2000
8. EP 0 550 656 published April 16, 1997
9. EP 0 550 106 published July 7, 1993
10. FR 2112550 published June 16, 1972 with Derwent Abstract
11. English language Derwent Abstract of EP 0795313
12. English language Derwent Abstract of FR 2586913
13. WO 94/12511 published June 9, 1994

Also enclosed are copies of six (6) co-pending applications discussed below.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

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The following is a statement regarding of the non-English language documents.

1. **FR 2112550** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.

Additionally, Applicants would like to bring to the Examiner's attention the following co-pending applications, which the Examiner might consider to relate to similar subject matter:

1. **Title:** OXIDIZING COMPOSITION AND USES FOR DYEING, FOR PERMANENTLY RESHAPING OR FOR BLEACHING KERATIN FIBERS

By: Roland De La Mettrie et al.

Filed: June 2, 1999

Application No.: 09/319,163 - issued June 5, 2001 as USP 6,241,784

2. **Title:** OXIDIZING COMPOSITION AND USES FOR DYEING, FOR PERMANENTLY RESHAPING OR FOR BLEACHING KERATIN FIBERS

By: Roland De La Mettrie et al.

Filed: April 12, 2001

Application No.: 09/832,876

3. **Title:** OXIDIZING COMPOSITION AND USES FOR DYEING, FOR PERMANENTLY RESHAPING OR FOR BLEACHING KERATIN FIBERS

By: Roland De La Mettrie et al.

Filed: June 2, 1999

Application No.: 09/319,206 - will issue on July 3, 2001 as USP 6,254,646

4. **Title:** OXIDIZING COMPOSITION AND USES FOR DYEING, FOR

PERMANENTLY RESHAPING OR FOR BLEACHING KERATIN
FIBERS

By: Roland De La Mettrie et al.

Filed: April 12, 2001

Application No.: 09/832,877

5. **Title:** OXIDIZING COMPOSITION AND USES FOR DYEING, FOR
PERMANENTLY RESHAPING OR FOR BLEACHING KERATIN
FIBERS

By: Roland De La Mettrie et al.

Filed: June 2, 1999

Application No.: 09/319,167 - issue fee paid April 12, 2001

6. **Title:** OXIDIZING COMPOSITION AND USES FOR DYEING, FOR
PERMANENTLY RESHAPING OR FOR BLEACHING KERATIN
FIBERS

By: Roland De La Mettrie et al.

Filed: April 12, 2001

Application No.: 09/832,882

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

LAW OFFICES

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FARABOW, GARRETT,
& DUNNER, L.L.P.
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Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: June 29, 2001

By:


Mark D. Sweet
Reg. No. 41,469

160716

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, DC 20005
202-408-4000